

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.2139 of 1998.

IN

SECOND APPEAL ST.NO. 28364 OF 1997.

Office notes, office
memoranda of Coram,
appearances, Court's
orders or directions
and Registrar's orders.

Court's or Judge's orders.

CORAM : ABHAY S.OKA, J.

DATED : 13th April, 2006.

P.C.:

1. None appears for the Applicants. Respondents Nos.3 and 5 are reported to be dead long back. No steps are taken. Hence the Civil Application stands abated as against Respondents Nos.3 and 5. Rest of the Respondents are served.

2. Sufficient cause is made out for condonation of delay. Rule is made absolute in terms of prayer clause (a). It is made clear that the Second Appeal stands abated as against Respondents nos.3 and 5.

Judge.